



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM

TO: THE COMMISSION  
STAFF DIRECTOR  
GENERAL COUNSEL  
FEC PRESS OFFICE  
FEC PUBLIC DISCLOSURE

FROM: OFFICE OF THE COMMISSION SECRETARY *MWD*

DATE: AUGUST 17, 2005

SUBJECT: *Ex Parte* COMMUNICATION  
RE: ADVISORY OPINION 2005-10

Transmitted herewith is a summary of a telephone call received by Commissioner Smith from Representative John Doolittle of California regarding the above-captioned matter.

Attachment



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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2005 AUG 16 P 4:33

To: The Commission  
General Counsel  
Staff Director  
Secretary of the Commission

From: Commissioner Bradley A. Smith *BAS*

Date: August 16, 2005

Re: Ex parte communication in AO 2005-10 Berman/Doolittle

Today I received a call from Rep. John Doolittle. He stated that he was opposed to the published blue draft in Advisory Opinion 2005-10 because the result would lead to an unequal participation between federal and state and local candidates in advocating or opposing a state ballot initiative. He, and other California federal officeholders, would not be allowed to participate fully in advocating or opposing a California state ballot initiative. But any California state or local candidate would be able to raise money and spend freely to speak about those issues.